

PATENT
0283-0211PUS1

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Toshihiro Hosoka et al. Art Unit: 1626
Application No.: 10/531,330 Examiner: Shawquia Young
Filed: April 14, 2005 Conf. No.: 7849
For: LARGE CONDUCTANCE CALCIUM-ACTIVATED K CHANNEL OPENER

LETTER REQUESTING INITIALED PTO/SB/08 FORM

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In reviewing the above-captioned application file upon allowance, it is noted that U.S. Patent 6,048,880, which was located by the Examiner and discussed in the Examiner's Reasons for Allowance, was not listed on a Form PTO-892. Since this reference has been considered by the Examiner, the Examiner is requested to initial the attached SB08 wherein this reference is listed.

In addition, the undersigned has noted that even though acknowledgement was received for the PTO/SB/08 Form filed on April 14, 2005, the foreign and literature references were not initialed on the SBO8 because the Examiner did not receive the actual references to review. It was the understanding of the undersigned that these references would be automatically forwarded by the International Bureau with the International Search Report prior to applicants entry into the national phase. However, it appears that this did not happen. Therefore, copies of the references are submitted herewith so that they can be officially considered. It is noted that the references are all listed in the International Search Report as "A" or "P,A" references. and therefore are presumably not relevant.

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Art Unit 1626

Attorney Docket No. 0283-0211PUS1

It is also noted that the Chem. Abstracts reference ("CA") corresponds to JP 2000- 351773. An English abstract of JP 2000-351773 is enclosed. EP 0 842 923 corresponds to WO 96/40634, as shown on the enclosed copy of the International Search Report. A copy of the International Search Report was also previously submitted on April 14, 2005.

The Examiner is respectfully requested to consider the references and return the initialed form to the undersigned at her earliest convenience.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §1.16 or under 37 C.F.R. §1.17; particularly, extension of time fees.

FEB 25 2009

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By

Gerald M. Murphy, Jr., #28977
P.O. Box 947
Falls Church, VA 22040-0747
(703) 205-8000

Enclosures:

- Form PTO/SB/O8
- International Search Report
- Copies of references listed on SB08